

District: Purba Bardhaman.

In the Court of the Sessions Judge, Purba Bardhaman, at Burdwan.

Present: Shri Bimal Kanti Bera,

Sessions Judge, Purba Bardhaman.

Criminal Misc.- Case No. 536 of 2026

(CNR NO. WBBB 01 001361 2026)

Rabia Roy & another - versus- The State

---

Order no. 02 dated 16.04.2026:

The application for anticipatory bail under Section 482 B.N.S.S. filed on behalf of the accused petitioners namely (1) Rabia Roy, and (2) Latika Roy who apprehend arrest in connection with Shaktigarh P.S. Case No. 51 of 2026 dated 26.02.2026 U/Ss 126(2)/115(2)/117(2)/74/3(5) of B.N.S. is taken up for hearing.

Record of G.R. Case received. C.D. is also produced.

Heard the Ld. Advocate for the petitioners, and Ld. P.P. In-charge.

It is submitted by the Ld. Advocate for the petitioners that the dispute arose out of use of lavatory of the mother. The petitioners initially started a criminal case and instant F.I.R. was lodged as a counter case. Moreover, the petitioners have complied with the notice issued u/s 35(3) of B.N.S.S. It is the further submission of the Ld. Advocate that no such application of these petitioners has either been moved before or rejected by the Hon'ble Court or by this Court on any earlier occasion. Hence, Ld. Advocate prays for grant of anticipatory bail to the petitioners on any condition as this Court deems fit.

Ld. P.P. in-charge opposes the prayer for anticipatory bail and submits that there is an injury report collected by the I.O. and investigation has been completed and charge sheet has been submitted.

Perused the materials on record and in the C.D.

It appears that petitioners have been charge sheeted for the offence punishable u/ss 126(2)/115(2)/351(2)/74/3(5) of B.N.S. Case is triable by the court of Magistrate. As investigation has been completed, there is no necessity of custodial interrogation of the petitioners. Accordingly, their prayer u/s 482 B.N.S.S. is allowed.

Above named accused petitioners are directed to surrender before the concerned court within 10 working days hereof, and in case they surrender, they shall be released on bail on furnishing bonds of Rs. 3,000/- each with two sureties of Rs. 1,500/- each, on the conditions stipulated in section 482(2) of B.N.S.S.

Let a copy of this order along with the record of G.R. Case be transmitted to the concerned Court for information and necessary action.

C.D. be returned.

Instant Criminal Misc.- Case is thus disposed of.

Dictated & corrected by me.

S.J. Purba Bardhaman.

Sessions Judge, Purba Bardhaman.